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F-8707

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rolf MUELLER, et al.  
Serial No. : 10/539,150  
Filed : June 26, 2006  
For : STARCH-BASED RUBBER-ELASTIC  
CONFECTIONERY  
Group Art Unit : 1794  
Examiner : Kelly Jo Bekker  
Confirmation No. : 2740  
Customer No. : 000028107

Certificate of Facsimile Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted in accordance with 37 CFR §1.6(d) to the United States Patent Office addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on August 4, 2009 to facsimile no. (571) 273-8300.

TOTAL NUMBER OF PAGES TRANSMITTED: 2

PLEASE TRANSMIT ACKNOWLEDGMENT TO 212 953 7733

Frank J. Jordan  
(Name)

Frank J. Jordan  
(Signature and Date)

08/04/09

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS UNDER 37 CFR 1.27(c) AND  
REFUND REQUEST UNDER 37 CFR 1.26 and 1.28(a)

Sir:

Applicant in the above-identified application hereby asserts Small Entity  
status. Applicant respectfully requests refund of one half of the previously paid fee

FAX/FAX small entity fee (USPTO) - 001

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Ser. No. 10/539,150

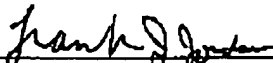
of \$130.00 for a first one-month extension in the Amendment (see page 14 of the Amendment) filed on August 3, 2009 which is within three months of the filing of this request for refund.

Applicant qualified for Small Entity status at the time of the aforesaid payment. Please refund the fee of \$65.00 to Deposit Account No. 10-1250.

Respectfully submitted,

Jordan and Hamburg LLP

By



Frank J. Jordan

Reg. No. 20,456

Attorney for Applicants

Jordan and Hamburg LLP  
122 East 42nd Street  
New York, New York 10168  
(212) 986-2340

FJJ/cj

Docket No: F-8707



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rolf MUELLER, et al.  
Serial No. : 10/539,150  
Filed : January 26, 2006  
For : STARCH-BASED RUBBER-ELASTIC  
CONFECTIONERY  
Group Art Unit : 1794  
Examiner : Kelly Jo Bekker  
Confirmation No. : 2740  
Customer No. : 000028107

Refund Ref: 0030073296  
08/13/2009  
Credit Card Refund Total: \$65.00  
Am Exp.: XXXXXXXXXXXX3029

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on August 3, 2009.

John B. Starr, Jr.  
(Name)

[Signature] 08/03/09  
(Signature and Date) 08/13/2009 SDIRETA1 00000003 10539150  
01 FC:2251 65.00 OP

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY and AMENDMENT UNDER 37 C.F.R. § 1.111 with REQUEST  
FOR EXTENSION OF TIME

Sir:

Adjustment date: 08/13/2009 SDIRETA1 130.00 OP  
08/06/2009 JADD01 00000042 10539150  
01 FC:1251 -130.00 OP

Responsive to the Office Action mailed 01 April 2009 and with an extension  
of time of one month, the present paper is timely filed on or before 03 August

08/06/2009 JADD01 00000042 10539150  
01 FC:1251